



**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 2,  
TO 2005 ASSEMBLY BILL 259**

June 14, 2005 – Offered by Representatives COLON, STASKUNAS, CULLEN, MOLEPSKE,  
PARISI, HEBL, RICHARDS, KESSLER and SHERMAN.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 3: after “requirements” insert “and health care liability  
3 insurance limits”.

4 **2.** Page 2, line 1: before that line insert:

5 “**SECTION 1b.** 619.01 (7) (a) of the statutes is amended to read:

6 619.01 (7) (a) *Primary coverage plans.* Health care liability insurance plans  
7 established under this paragraph shall provide minimum coverage to insureds in the  
8 amount of not less than \$200,000 for each occurrence and \$600,000 for all  
9 occurrences in any one policy year for occurrences before July 1, 1987, \$300,000 for  
10 each occurrence and \$900,000 for all occurrences in any one policy year for  
11 occurrences on or after July 1, 1987, and before July 1, 1988, \$400,000 for each  
12 occurrence and \$1,000,000 for all occurrences in any one policy year for occurrences

1 on or after July 1, 1988, and before July 1, 1997, and \$1,000,000 for each occurrence  
2 and \$3,000,000 for all occurrences in any one policy year for occurrences on or after  
3 July 1, 1997, and before July 1, 2005, and \$500,000 for each occurrence and  
4 \$1,500,000 for all occurrences in any one policy year for occurrences on or after  
5 July 1, 2005, for the protection of persons who are legally entitled to recover damages  
6 from the insured for errors, omissions, or neglect in the performance of the insured's  
7 professional services. If an insured has excess limits liability coverage or such  
8 coverage is available to the insured, the coverage provided under such plans shall be  
9 equal to the minimum level of such excess limits coverage. If the insured does not  
10 have excess limits liability coverage and such coverage is not available to the  
11 insured, the commissioner may establish minimum levels of coverage higher than  
12 the minimum limits specified in this paragraph for such plans.”.

13 **3.** Page 2, line 1: delete “**SECTION 1**” and substitute “**SECTION 1m**”.

14 **4.** Page 2, line 13: after that line insert:

15 “**SECTION 3c.** 655.23 (4) (b) 2. a. of the statutes is amended to read:

16 655.23 (4) (b) 2. a. For occurrence coverage, at least \$1,000,000 for each  
17 occurrence and \$3,000,000 for all occurrences in any one policy year for occurrences  
18 on or after July 1, 1997, and before July 1, 2005, and \$500,000 for each occurrence  
19 and \$1,500,000 for all occurrences in any one policy year for occurrences on or after  
20 July 1, 2005.

21 **SECTION 3d.** 655.23 (4) (b) 2. b. of the statutes is amended to read:

22 655.23 (4) (b) 2. b. For claims-made coverage, at least \$1,000,000 for each claim  
23 arising from an occurrence on or after July 1, 1997, and before July 1, 2005,  
24 regardless of when the claim is made, and \$3,000,000 for all claims in any one

1 reporting year for claims made on or after July 1, 1997, and before July 1, 2005, and  
2 \$500,000 for each claim arising from an occurrence on or after July 1, 2005, and  
3 \$1,500,000 for all claims in any one reporting year for claims made on or after July  
4 1, 2005.

5 **SECTION 3f.** 655.23 (4) (c) 1. of the statutes is amended to read:

6 655.23 (4) (c) 1. Except as provided in subd. 2., self-insurance shall be in  
7 amounts of at least \$200,000 for each occurrence and \$600,000 for all occurrences in  
8 any one policy year for occurrences before July 1, 1987, \$300,000 for each occurrence  
9 and \$900,000 for all occurrences in any one policy year for occurrences on or after  
10 July 1, 1987, and before July 1, 1988, \$400,000 for each occurrence and \$1,000,000  
11 for all occurrences in any one policy year for occurrences on or after July 1, 1988, and  
12 before July 1, 1997, and \$1,000,000 for each occurrence and \$3,000,000 for all  
13 occurrences in any one policy year for occurrences on or after July 1, 1997, and before  
14 July 1, 2005, and \$500,000 for each occurrence and \$1,500,000 for all occurrences in  
15 any one policy year for occurrences on or after July 1, 2005.”.

16 **5.** Page 3, line 4: delete “This act” and substitute “The treatment of sections  
17 655.001 (7t), 655.002 (1) (em), 655.005 (2t), 655.23 (5m), and 655.27 (3) (a) 4. of the  
18 statutes”.

19 **6.** Page 3, line 15: after that line insert:

20 “(2m) The treatment of sections 619.01 (7) (a) and 655.23 (4) (b) 2. a. and b. of  
21 the statutes first applies to policies issued or renewed on the effective date of this  
22 subsection.

23 **SECTION 7m. Effective dates.** This act takes effect on the day after  
24 publication, except as follows:

